

REMARKS

This communication is responsive to the Office Action dated April 7, 2009 and received in this application. In the Action, a restriction requirement is presented, requiring election of invention Group I, Claims 1-9, drawn to Menu or Selectable Iconic Array, Group II, Claim 10, drawn to Emphasis, Group III, Claims 11 and 12, drawn to Selectable Iconic Array based on usage or user profile, Group IV, Claims 13-15, drawn to Overlap Control, and Group V, Claims 16-18, drawn to Thumbnail or Scaled Image.

In response to the restriction requirement Applicant elects Group I, claims 1-9, with traverse. Claims 10-18 are withdrawn without prejudice, pending rejoinder or other resolution thereof.

The restriction requirement is traversed. Although the various claims are all patentably distinct, Applicant submits that the requisite undue burden that would be presented in examining all of the pending claims has not been established and is absent from the record. The claims in the respective Groups I-V recite features having substantial technical commonality. As such these groups could be commonly searched and considered without undue burden.

Applicant reserves the right of rejoinder of the non-elected claims upon the allowance of a generic or linking claim, including such action by the introduction of dependent claims, as well as the filing of divisional applications for any non-elected claims.

Applicant submits that the application is now in condition for allowance, and requests early and favorable action in this regard. The Examiner is invited to contact the undersigned representative, if desired, to further the prosecution of this application.

Dated: April 27, 2009

Respectfully submitted,

By 

Christopher M. Tobin

Registration No.: 40,290

Ronald P. Kananen

Registration No.: 24,104

RADER, FISHMAN & GRAUER PLLC

Correspondence Customer Number: 23353

Attorneys for Applicant